

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	CRIM. NO. 1:23-cr-00748-KWR
vs.	)	
	)	
SOLOMON PEÑA,	)	
	)	
Defendant.	)	

**UNITED STATES' THIRD AMENDED<sup>1</sup> EXHIBIT LIST**

The United States respectfully notifies the Court and counsel of its Third Amended Exhibit List for trial of this matter.<sup>2</sup>

		CV/CR: 23-cr-00748
Plaintiff's Attorneys:  Patrick E. Cordova Jeremy Peña Ryan Crosswell	Defendant's Attorneys:  Nicholas T. Hart Carter B. Harrison IV	United States District Court
		District of New Mexico
		Trial Date(s): Starts 3/10/2025
Presiding Judge: <b>Kea W. Riggs</b>	Court Reporter:	Courtroom Deputy: C. Bevel

USA No.	Witness	Date Off.	Obj.	Adm.	DESCRIPTION OF EXHIBITS
001					Stipulation on Felony Status

<sup>1</sup> This list contains two additional exhibits (Exs. 165 and 166) that were not included on the list filed on February 3, 2025 (*see* Doc. 321). Copies will be provided to the Court and have been provided to Mr. Peña's counsel.

<sup>2</sup> Some exhibits are included for identification purposes only. Inclusion on this list is neither a representation regarding the exhibit's admissibility nor a pledge to move for or stipulate to the exhibit's admission. The United States respectfully requests to reserve the right to add certifications as necessary and to amend this list should additional exhibits be identified.

002				Map of Albuquerque
003				Map of "Rootbeer"
004				Map of Victim 1's Address
005				Map of Victim 2's Address
006				Map of Victim 3's Address
007				Map of Victim 4's Address
008				Photo of Victim 1's House
009				Photo of Victim 2's House
010				Photo of Victim 3's House
011				Photo of Victim 4's House
012				3 Recovered Casings from Victim 1's House
013				2 Recovered Projectiles from Victim 1's House
014				1 Recovered Casing from Victim 2's House
015				1 Recovered Projectile from Victim 2's House
016				3 Recovered Projectiles from Victim 3's House
017				8 Recovered Casings from Victim 4's House
018				1 Recovered Cartridge from Victim 4's House
019				1 Recovered Projectile from Victim 4's House
020				Glock 17 With Auto-Sear and 2 magazines
021				~110 9mm Cartridges
022				American Tactical model Omni Hybrid .300 Blackout
023				~17 .300 Blackout Cartridges
024				Peña v. Garcia Election Results Dated 11/08/2022
025				SP-Candidate 1 Texts (It is Rigged) Dated 11/8/2022
026				SP-EC Texts (This is Rigged) Dated 11/8/2022
027				Candidate 1 Election Results Dated 11/08/2022
028				SP-Candidate 1 Texts (They Will Break) Dated 11/09/2022
029				SP-EC Texts (Go Through Commissioners) Dated 11/09/2022
030				SP-EC Texts (Next Commissioner Meeting) Dated 11/09/2022
031				SP-EC Texts (Visit to Election Official 1's House) Dated 11/09/2022
032				Letter to Election Official 1 (Signed) Dated 11/09/2022
033				Visit to Election Official 1's House (From Peña Phone) Dated 11/09/2022
034				Visit to Election Official 1's House (From Nest Camera) Dated 11/09/2022
035				SP-EC Texts (Go Door-to-Door) Dated 11/10/2022

036					SP-EC Texts (Visit to Victim 3's House) Dated 11/10/2022
037					SP-EC Texts (Headed to Victim 1's House) Dated 11/10/2022
038					SP-EC Texts (Visit to Victim 1's House) Dated 11/10/2022
039					SP-Jose Texts (Come to Condo) Dated 11/10/2022
040					Visit to Victim 3's Former Residence Dated 11/10/2022
041					Visit to Victim 1's (From Peña's phone) Dated 11/10/2022
042					SP-DM Texts (Stop Certification) Dated 11/11/2022
043					SP- DM Texts (I've Met with Commissioners) Dated 11/11/2022
044					SP-Candidate 1 Texts (War Room) Dated 11/11/2022
045					Nissan Maxima Registration Dated 11/11/2022
046					SP-Jose Texts (Victim 1's Address) Dated 11/12/2022
047					Peña Phone – Victim 1's & Victim 3's Addresses Bookmarked Dated 11/12/2022
048					SP-Candidate 1 Texts (Press the Attack) Dated 11/13/2022
049					Directions to Victim 1's House (Jose Phone) Dated 11/13/2022
050					Peña Tweet re Not Conceding Race Dated 11/15/2022
051					SP-EC Texts (Potential Certification Disruptions) Dated 11/17/2022
052					SP-Election Official 1's Texts (Delay Certification) Dated 11/18/2022
053					Jose-Demetrio Texts (Victim 1's Address) Dated 11/19/2022
054					SP-Jose Texts (Photo from Book) Dated 11/20/2022
055					SP-Jose Texts (They Just Certified) Dated 11/21/2022
056					SP-EC Texts (They Certified It) Dated 11/21/2022
057					Bernalillo County Board of Canvass Agenda w/ Election Results Dated 11/21/2022
058					Bernalillo County Board of Canvass Minutes Dated 11/21/2022

059					SP-Coconspirator 3 Texts (Victim 1's Address) Dated 11/28/2022
060					State Canvassing Board Certification Dated 11/29/2022
061					SP-Negative E. Texts (Explaining the Oligarch Takeover) Dated 11/30/2022
062					SP-Coconspirator 4 Texts (Got My Guy) Dated 12/02/2022
063					SP-Candidate 1 Texts (Rigged Election) Dated 12/03/2022
064					SP-Candidate 1 Texts (We Have to Act) Dated 12/04/2022
065					SP-Coconspirator 3 Texts (Rootbeer) Dated 12/04/2022
066					SP-Coconspirator 4 Texts (Chopped Liver) Dated 12/04/2022
067					Victim 1 911 Call Dated 12/04/2022
068					Photos of Damage to Victim 1's Residence Dated 12/04/2022
069					R. R.'s 911 Call re Victim 1's Shooting Dated 12/04/2022
070					ShotSpotter (Victim 1 Shooting) Dated 12/04/2022
70a					ShotSpotter (Victim 1 Shooting) Dated 12/04/2022 Audio
071					Peña Phone – Victim 2's Address Bookmarked Dated 12/06/2022
072					SP-Coconspirator 3 Texts (Ultimate Collapse) Dated 12/07/2022
073					SP-Coconspirator 3 Texts (Ski Mask) Dated 12/07/2022
074					SP-Demetrio Texts (Victim 2's Address) Dated 12/08/2022
075					SP-Demetrio Texts (Rootbeer) Dated 12/08/2022
076					SP-Demetrio Texts (Victim 3's Address) Dated 12/08/2022
077					J. P. 911 Call re Victim 2 Shooting Dated 12/08/2022
078					Coconspirator 1 Phone Location Dated 12/08/2022
079					Video of Victim 2 Shooting Dated 12/08/2022
080					SP-RM Texts (Package) Dated 12/10/2022
081					SP-RM Texts (Package Still There) Dated 12/11/2022
082					SP-Negative E. Texts (Surveilling State Reps) Dated 12/11/2022

083					Peña Calorie Counter Dated 12/11/2022
084					ShotSpotter (Victim 3 Shooting) Dated 12/11/2022
084a					ShotSpotter (Victim 3 Shooting) Dated 12/11/2022 Audio from 120468 Sensor 3126 (243 m)
084b					ShotSpotter (Victim 3 Shooting) Dated 12/11/2022 Audio from 120469 Sensor 3125 (556 m)
084c					ShotSpotter (Victim 3 Shooting) Dated 12/11/2022 Audio from 120470 Sensor 3126 (300 m)
085					SP-Jose Texts (We Have Work to Do) Dated 12/12/2022
086					Photos of Damage to Victim 3's House Dated 12/16/2022
087					SP-Demetrio Texts (In Red Truck) Dated 12/22/2022
088					SP-Pablo M. Texts (Burning Stuff) Dated 12/23/2022
089					SP-Jose Texts (Going out to Study) Dated 12/24/2022
090					SP-Jose Texts (Arrested Because Car) Dated 12/30/2022
091					SP-Negative E. Texts (One of Our Soldiers) Dated 12/31/2022
092					SP-Jose Texts (Photo of Guns) Dated 12/31/2022
093					SP-Jose Texts (Collecting Intel) Dated 12/31/2022
094					SP-Jose Texts (In Car Together) Dated 01/01/2023
095					SP-Jose Texts (Keep Car for Night) Dated 01/01/2023
096					SP-Jose Texts (Declaration of Independence) Dated 01/02/2023
097					SP-Jose Texts (Keep Car Another Night) Dated 01/02/2023
098					SP-Jose Texts (Rootbeer) Dated 01/02/2023
099					Peña Phone - Search for Victim 4 Dated 01/02/2023
100					SP-AB Texts (I Had to Meet One of My Konnectas) Dated 01/03/2023
101					SP- AB Texts (Car Was Impounded) Dated 01/03/2023
102					SP- Demetrio Texts (Please Phone Me) Dated 01/03/2023

103					Body Cam of Casing Collection Dated 01/03/2023
104					Victim 4 911 Call Dated 01/03/2023
105					Peña Phone - Search for MDC Inmates Dated 01/03/2023
106					Peña Phone - Search for Trafficking Statute Dated 01/03/2023
107					Photos of Victim 4's House with Bullet Holes Dated 01/03/2023
108					ShotSpotter (Victim 4 Shooting) Dated 01/03/2023
108a					ShotSpotter (Victim 4 Shooting) Dated 01/03/2023 Audio from Sensor 5103 (218 m)
109					Video of Truck 2 Dated 01/03/2023
110					Video of Truck Dated 01/03/2023
111					SP-Demetrio Texts (Just Got My Car) Dated 01/05/2023
112					SP-Demetrio Texts (Can You Put 200 Up Front for the Next) Dated 01/05/2023
113					Interview of Witness 2
114					Peña Phone - Search for News Dated 01/06/2023
115					Peña Phone - Search for Miguel Garcia Address Dated 01/07/2023
116					Peña Phone - Search for NM Discovery Statute Dated 01/07/2023
117					SP-Coconspirator 3 Texts (Jose Needs a Lawyer) Dated 01/09/2023
118					Transcript of Interview 1 of Witness 1
119					Coconspirator 1-Demetrio Texts (Set My Son Up) Dated 01/17/2023
120					Transcript of Interview 2 of Witness 1
121					Transcript of Interview 3 of Witness 1
122					Stuart Report Dated 02/14/2023
123					Individual 1 Indictment
124					Moore's Article Dated 06/14/2023
125					Transcript of Interview of Individual 1
126					Individual 2 Plea Agreement
127					Stuart CV Dated 11/09/2023
128					Witness 2 Kastigar
129					Witness 2 Addendum
130					Witness 2 Plea Agreement
131					Macmanus CV Dated 01/12/2024
132					Peña Jail Call (Oligarchs Committing Genocide) Dated 01/15/2024
133					CAST Report Dated 09/03/2024

134				Peña Jail Msg. (Present Day Oligarchs) Dated 01/20/2024
135				Peña Jail Msg. (Cold Civil War) Dated 01/24/2024
136				Witness 1 Plea Agreement
137				Peña Jail Msg. (Only See What Oligarchs Want) Dated 02/03/2024
138				Peña Jail Msg. (Election Will Be Rigged) Dated 02/08/2024
139				Peña Jail Msg. (Rigged Elections) Dated 02/08/2024
140				Peña Jail Msg. (NFL is Oligarch Stuff) Dated 02/11/2024
141				Machine Gun Test Fire Dated 02/12/2024
142				Peña Jail Msg. (Democrat Machine Might Kick Me Off Ballot) Dated 02/13/2024
143				Acee CV Dated 02/26/2024
144				Witness 1 Addendum
145				Individual 2 Kastigar
146				Photos of Glock w/ Switch
147				Photos of AR Rifle chambered in .300 Blackout
148				Election Officials Document
149				Phone number Key (Demonstrative)
150				Summary of Peña's housing
151				Timeline Exhibit (Demonstrative)
152				Photographs of Casings Examined by Jay Stuart
153				Photographs of Firearms Examined by Jay Stuart
154				Video of Glock Tested by Jay Stuart
155				ShotSpotter (Victim 2 Shooting) Dated 12/08/2022
155a				ShotSpotter (Victim 2 Shooting) Dated 12/08/2022 Audio from Sensor 3078
156				Photos of Nissan Maxima
157				SP- Demetrio Texts (ASAP) Dated 12/11/2022
158				Individual 1 Plea Addendum
159				Individual 1 Plea Agreement
160				Individual 2 Plea Addendum
161				SP Letter to Victim 1 Dated 11/10/2022
162				Jay Stuart Demonstrative
163				Swartz CV
164				Jesus Maestas Body Cam Video (BN: USDOJ-00001284) (Portion to be admitted: ~09:36 - ~11:49)
165				SP contact 1628
166				J. Swartz CAST Report

Respectfully submitted,

/s/ Patrick E. Cordova

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 7, 2025, I filed the foregoing document electronically through the CM/ECF system, which caused the forgoing to be served on all counsel of record.

/s/ Patrick E. Cordova

Patrick E. Cordova

Assistant United States Attorney